

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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UNITED STATES OF AMERICA :

INDICTMENT

-v.- :

07 Cr.

WAYNE SMITH, :

a/k/a "Garfield W. Smith", :

Defendant. :

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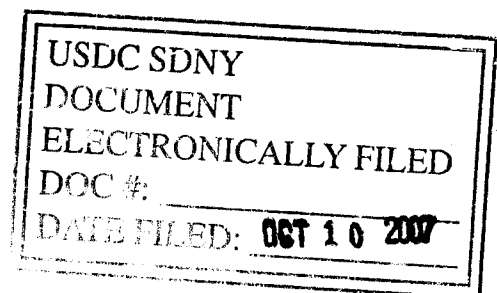
07 CRIM 949

COUNT ONE

The Grand Jury charges:

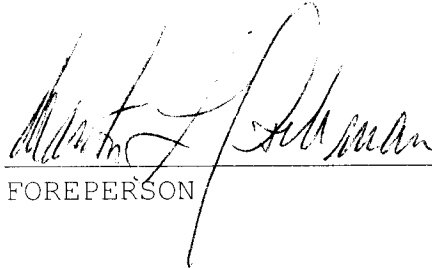
On or about July 4, 2007, in the Southern District of New York and elsewhere, WAYNE SMITH, a/k/a "Garfield W. Smith", the defendant, after having been previously convicted in a court of a crime punishable by imprisonment for a term exceeding one year, to wit, a conviction on or about December 7, 1993, in Bronx County Supreme Court for criminal possession of a loaded firearm in the third degree, in violation of New York Penal Law 265.02(4), unlawfully, willfully, and knowingly did possess in and affecting commerce a firearm, to wit, a .380 caliber Cobra Enterprises semi-automatic handgun and ammunition, to wit, six live Winchester twelve-gauge shotgun rounds, which

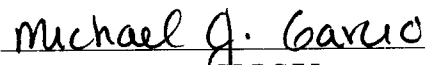
JUDGE SAND



had previously been shipped and transported in interstate and foreign commerce.

(Title 18, United States Code, Section 922(g)(1).)


FOREPERSON


MICHAEL J. GARCIA
United States Attorney

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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WAYNE SMITH,
a/k/a "Garfield W. Smith",

Defendant.

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(18 U.S.C. § 922(g)(1))

MICHAEL J. GARCIA
United States Attorney.

A TRUE BILL

Michael J. Garcia

Foreperson.

Oct 10-07

*10/10/07, All Fed Post 11-1-07 This case is
referred to Judge Sand for all purposes
May Judge Wilson*